

DIRECTING THE SECRETARY OF THE INTERIOR TO CONVEY  
CERTAIN LAND TO THE CITY OF HAINES, OREGON

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SEPTEMBER 24, 2002.—Committed to the Committee of the Whole House on the  
State of the Union and ordered to be printed

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Mr. HANSEN, from the Committee on Resources,  
submitted the following

R E P O R T

[To accompany S. 1907]

[Including cost estimate of the Congressional Budget Office]

The Committee on Resources, to whom was referred the bill (S. 1907) to direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE OF THE BILL

The purpose of S. 1907 is to direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon.

BACKGROUND AND NEED FOR LEGISLATION

S. 1907 directs the Secretary of the Interior to convey a 40 acre parcel of land adjacent to the Haines, Oregon, landfill to the City of Haines, Oregon. The Bureau of Land Management (BLM) would convey the land to the City to be used as a source of topsoil for cover material for its landfill and allow for its closure. The BLM identified the land for disposal in the June 1998 Northeast Oregon Assembled Land Exchange final environmental impact statement. The land is directly adjacent to the Haines landfill and is largely isolated.

The City recently completed the engineering work to meet the requirements of a worstcase closure plan as defined by Oregon law. One of the closure specifications listed in the plan includes covering the existing refuse site with three feet of topsoil. Due to lack of topsoil on the City's current landfill, the City must seek large quantities of topsoil off-site. The proposed legislation would provide the

City with an adequate amount of topsoil to cover the refuse site and save the City an estimated \$125,000 in costs associated with acquiring and transporting the topsoil off-site. Under current law, the BLM would be required to charge full market value; however, the legislation makes it possible for the BLM to convey the land to the City of Haines without payment.

#### COMMITTEE ACTION

S. 1907 was introduced on January 29, 2001, by Senator Gordon Smith (R-OR). The bill was referred to the Committee on Resources and within the Committee to the Subcommittee National Parks, Recreation, and Public Lands. On September 12, 2002, the Full Resources Committee met to consider the bill. The Subcommittee on National Parks, Recreation, and Public Lands was discharged from further consideration of S. 1907 by unanimous consent. No amendments were offered, and the bill was then ordered favorably reported to the House of Representatives by unanimous consent.

#### COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Resources' oversight findings and recommendations are reflected in the body of this report.

#### CONSTITUTIONAL AUTHORITY STATEMENT

Article I, section 8 and Article IV, section 3 of the Constitution of the United States grants Congress the authority to enact this bill.

#### COMPLIANCE WITH HOUSE RULE XIII

1. Cost of Legislation. Clause 3(d)(2) of rule XIII of the Rules of the House of Representatives requires an estimate and a comparison by the Committee of the costs which would be incurred in carrying out this bill. However, clause 3(d)(3)(B) of that rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974.

2. Congressional Budget Act. As required by clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, this bill does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures.

3. General Performance Goals and Objectives. This bill does not authorize funding and therefore, clause 3(c)(4) of rule XIII of the Rules of the House of Representatives does not apply.

4. Congressional Budget Office Cost Estimate. Under clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 403 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for this bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
*Washington, DC, September 17, 2002.*

Hon. JAMES V. HANSEN,  
*Chairman, Committee on Resources,  
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for S. 1907, an act to direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Megan Carroll.

Sincerely,

BARRY B. ANDERSON  
(For Dan L. Crippen, Director).

Enclosure.

*S. 1907—An act to direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon*

CBO estimates that enacting S. 1907 would not significantly affect the federal budget. The legislation would not affect direct spending or receipts; therefore, pay-as-you-go procedures would not apply. S. 1907 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments. Enacting this legislation would benefit the city of Haines by allowing them to acquire needed land at no cost.

S. 1907 would direct the Secretary of the Interior to convey to the city of Haines, Oregon without consideration, approximately 40 acres of federal lands located within that state. According to the Bureau of Land Management, the lands to be conveyed currently generate no receipts and are not expected to over the next 10 years. Hence, we estimate that the proposed conveyance would not affect the federal budget.

On June 12, 2002, CBO transmitted a cost estimate for S. 1907 as ordered reported by the Senate Committee on Energy and Natural Resources on June 5, 2002. The two versions of the legislation are identical, and our cost estimates are the same.

The CBO staff contact for this estimate is Megan Carroll. This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

#### COMPLIANCE WITH PUBLIC LAW 104-4

This bill contains no unfunded mandates.

#### PREEMPTION OF STATE, LOCAL OR TRIBAL LAW

This bill is not intended to preempt any State, local or tribal law.

#### CHANGES IN EXISTING LAW

If enacted, this bill would make no changes in existing law.